Case 1:07-cv-07311-A 1-180095 UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK CMA-CGM (AMERICA), INC., 07 Civ. 7311 (AKH) Plaintiff, - against -NOTICE AND ORDER OF DISMISSAL. BABY TREND, INC., WITH PREJUDICE Defendant. PLEASE TAKE NOTICE that the above captioned matter be and hereby is dismissed, with prejudice and without costs as to each party against the other, the defendant not having appeared, pursuant to Fed.R.Civ.P. 41. Dated: New York, New York November 16, 2007 LAW OFFICES OF ALBERT J. AVALLONE & ASSOCIATES Albert JAvallone - AA1679 Attorneys for Plaintiff CMA-CGM (AMERICA), INC. 551 Fifth Avenue, Suite 1625 New York, NY 10176 (212) 696-1760 SO ORDERED: